

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

9:00 AM

6:15-14464 AVT, Inc.

Chapter 7

#1.00

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay
(Motion filed 11/2/16)

Santander Consumer USA Inc. vs. DEBTOR, Charles W. Daff, trustee

RE: 2014 FORD F350, VIN 1FT8W3DT0EEA54299

Docket 593

Tentative Ruling:

APPEARANCES NOT REQUIRED.

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

The order is binding and effective despite conversion of this bankruptcy case to a case under any other chapter of Title 11 of the U.S. Code.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

AVT, Inc.

Pro Se

Trustee(s):

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

9:00 AM

CONT... **AVT, Inc.**
Charles W Daff (TR)

Represented By
Cathrine M Castaldi

Chapter 7

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

9:00 AM

6:15-19850 Steven R. Rojas

Chapter 11

#2.00

Hrg. on Chapter 11 Status Conference

(Cont. from 8/25/16)

Docket 0

Tentative Ruling:

APPEARANCES REQUIRED.

The Court will inquire into compliance with United States Trustee guidelines and requirements.

The Court will inquire whether the Tax Refund and other moneys flowing into the estate will be sufficient to pay the Buttacavolis in full in the event they win the appeal.

Next status conference: March 16, 2017 at 9:00 a.m.

An updated status report is due March 9, 2017.

COURT TO PREPARE ORDER.

Party Information

Debtor(s):

Steven R. Rojas

Represented By
Franklin C Adams

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

9:00 AM

6:16-14859 Desert Springs Financial LLC

Chapter 11

#3.00

The Bankruptcy Law Firm. P.C. - movant attorney

Motion for Relief from Stay

Yun Hei Shin, individually and Ramon Palm Lanes Inc. vs. DEBTOR
(Motion filed 9/30/16)
(Cont. from 11/8/16)

Re: ACTION IN NON-BANKRUPTCY FORUM RE: Superior Court case number
INC 10003583

Docket 194

Tentative Ruling:

APPEARANCES REQUIRED.

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to proceed in the non-bankruptcy forum in accordance with applicable non-bankruptcy law. Movant shall not enforce its final judgment against the debtor or property of the estate, except by filing a proof of claim in this bankruptcy case pursuant to 11 U.S.C. § 501 and/or a complaint to determine the nondischargeability of the debt.

Cause exists for relief under 11 U.S.C. § 362(d)(1) because the claims at issue arise under non-bankruptcy law and can be most expeditiously resolved in the non-bankruptcy forum.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

9:00 AM

CONT... Desert Springs Financial LLC

Chapter 11

Debtor(s):

Desert Springs Financial LLC

Represented By
M Wayne Tucker

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

9:00 AM

6:16-16161 Lisa M Pinkney

Chapter 7

#4.00

Law Office of Lazaro Fernandez, Inc. - movant attorney

Motion for Relief from Stay

A+ Auto Center vs. DEBTOR
(Motion filed 11/15/16)

Re: 2005 Chrysler Sebring Touring Sedan 4D (Vin: 1C3EL56R35N602986)

Docket 47

Tentative Ruling:

APPEARANCES NOT REQUIRED.

Continue the hearing to December 20, 2016 at 2:00 p.m. The automatic stay to remain in effect pending the December 20, 2016 hearing.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Lisa M Pinkney

Pro Se

Trustee(s):

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

9:00 AM

6:16-18998 Charles F Wilson

Chapter 7

#5.00

Kimball, Tirey & St. John LLP - movant attorney

Motion for Relief from Stay

AMLI Management Company vs. DEBTOR
(Motion filed 11/10/16)

Re: 7922 Day Creek Blvd., #2105, Rancho Cucamonga, CA 91739

Docket 9

Tentative Ruling:

APPEARANCES REQUIRED.

Party Information

Debtor(s):

Charles F Wilson

Represented By
Neil R Hedtke

Trustee(s):

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

9:00 AM

6:16-19218 Maria del Refugio Gomez

Chapter 7

#6.00

Law Offices of Vincent Frounjian - movant attorney

Motion for Relief from Stay

American Honda Finance Corporation vs. DEBTOR, Charles Daff, trustee
(Motion filed 11/4/16)

Re: 2012 HONDA ODYSSEY, V.I.N.: 5FNR L5H6 7CB1 36619 .

Docket 8

Tentative Ruling:

APPEARANCES NOT REQUIRED.

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Maria del Refugio Gomez

Represented By
Daniel King

Trustee(s):

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

2:00 PM

6:12-15628 Susan Haller Fleming

Chapter 7

#1.00

Hrg. on trustee's final report; applications for compensation

Docket 0

Tentative Ruling:

APPEARANCES REQUIRED.

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$80,539.68 and expenses in the amount of \$2,431.82.

The compensation is approved as to Marshack Hays LLP, with fees in the amount of \$155,072.00 and expenses in the amount of \$5,387.54.

The compensation is approved as to Grobstein Teeple, with fees in the amount of \$31,490.50 and expenses in the amount of \$485.18.

The payment of \$1,000 in priority claims is authorized.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Susan Haller Fleming

Represented By
Manfred Schroer

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

2:00 PM

CONT... Susan Haller Fleming

Chapter 7

Trustee(s):

Larry D Simons (TR)

Represented By
Larry D Simons (TR)
D Edward Hays
Chad V Haes

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

2:00 PM

6:12-20749 Lydia Ann Lizarraras

Chapter 7

#2.00

Hrg. on Trustee's Final Report and Applications for Compensation

Docket 45

Tentative Ruling:

APPEARANCES NOT REQUIRED.

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$1,750.00 and expenses in the amount of \$49.86.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Lydia Ann Lizarraras

Represented By
Gregory M Shanfeld

Trustee(s):

Helen R. Frazer (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

2:00 PM

6:13-24918 Dunagan Enterprises, Inc.

Chapter 11

#3.00

Hrg. on Debtor's Motion filed 11/7/16 For Final Decree and Order Closing Case.

Docket 300

Tentative Ruling:

APPEARANCES REQUIRED.

Grant the motion and close the case.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Dunagan Enterprises, Inc.

Represented By
Sharon C Hughes
Simon J Dunstan

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

2:00 PM

6:14-11769 Michele Lender

Chapter 7

#4.00

Hrg. on Trustee's final report and account; applications for final fees and expenses

Docket 31

Tentative Ruling:

APPEARANCES NOT REQUIRED.

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$625.00 and expenses in the amount of \$20.87.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Michele Lender

Represented By
Mario Alvarado

Trustee(s):

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

2:00 PM

6:14-23171 Daniel Warren Gilman and Linda Rae Gilman

Chapter 7

#5.00

Hrg. on Trustee Final Report and Application for Compensation

Docket 47

Tentative Ruling:

APPEARANCES REQUIRED.

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$2,500.00 and expenses in the amount of \$262.86.

The compensation is approved as to Levene Neale, with fees in the amount of \$15,200.00 and expenses in the amount of \$659.01.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Daniel Warren Gilman

Represented By
Michael A Wallin

Joint Debtor(s):

Linda Rae Gilman

Represented By

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

2:00 PM

CONT...

Daniel Warren Gilman and Linda Rae Gilman

Michael A Wallin

Chapter 7

Trustee(s):

John P Pringle (TR)

Represented By
Anthony A Friedman

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

2:00 PM

6:15-20399 Ryan D. Savely and Marsha M. Savely

Chapter 7

#6.00

Hrg. on Trustee's final report and account; applications for final fees and expenses

Docket 21

Tentative Ruling:

APPEARANCES NOT REQUIRED.

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$1,157.49 and expenses in the amount of \$60.00.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Ryan D. Savely

Represented By
Michael Smith

Joint Debtor(s):

Marsha M. Savely

Represented By
Michael Smith

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

2:00 PM

CONT... Ryan D. Savely and Marsha M. Savely

Chapter 7

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Mark Wallace, Presiding
Courtroom 225 Calendar**

Tuesday, December 06, 2016

Hearing Room 225

2:00 PM

6:16-14859 Desert Springs Financial LLC

Chapter 11

#7.00

Hrg. on Motion, of Shin/RPL, Objecting To, and Seeking Disallowance of Murray Altmans Self- Scheduled \$2,520,241 Claim for Indemnification, Scheduled in DSF Case as Not Disputed, Contingent or Unliquidate

(Cont. from 11/15/16)

Docket 223

Tentative Ruling:

APPEARANCES NOT REQUIRED.

Continue the hearing to February 7, 2017 at 2:00 p.m.

COURT TO PREPARE ORDER.

Party Information

Debtor(s):

Desert Springs Financial LLC

Represented By
M Wayne Tucker